

SUBCOMMITTEE NO. 2

Agenda

Sheila Kuehl, Chair
Bob Dutton
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Thursday, May 18, 2006

Outcomes

Agenda Part II

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Resources—Environmental Protection—Energy

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0540 Secretary for Resources

1. Conservation Easement Registry

Action. Approved \$100,000 in General Fund monies to support the development of a consolidated database for conservation easements owned by the state and/or funded with state monies. The database should contain, at a minimum, the following pieces of data on each easement:

- Purpose of the easement,
- Location of the easement by county and nearest city,
- Identity of the easement holder,
- Size of the easement,
- Date of the easement transaction,
- Source of the funding,
- State's share of the cost of the easement, and
- County recorder number.

Vote. 2-1 (Dutton)

3600 Department of Fish and Game

1. Basic Budget Transparency

Action.

- Approved budget bill language to reappropriate \$150,000 in General Fund monies remaining for consulting contracts to assist the department in modifying its current workload tracking and budgeting systems.
- Approved supplemental report language to require the department to provide a final report that contains information consistent with what was requested in the 2005 supplemental report by a date that is to be negotiated with the department and staff.

Vote. 3-0

2. Fish and Game Preservation Fund

Action.

- Approved Finance Letter proposal to approve \$1.2 million in General Fund monies to backfill the revenues shortfall predicted due to the closure of the salmon season in Northern California.
- Approved May Revision proposal and approved the following budget bill language to clarify that these funds are to be used to balance the sub-accounts within the Fish and Game Preservation Fund.

Provision:

X. Of the funds appropriated in this item, \$10,800,000 is one-time funding to eliminate a projected deficit in the Fish and Game Preservation Fund--Non

Dedicated Account of a like amount, \$7,600,000 is one-time funding to eliminate a projected deficit in the Lake and Streambed Alteration Account of a like amount; and \$1,500,000 is for the repayment, including interest, of a 1988 loan to the Native Species Conservation and Enhancement Account from the Fish and Game Preservation Fund—non dedicated account.

- Approved trailer bill language to require that fund balances for the non-dedicated subaccount and a summary of the fund balances for the dedicated sub-accounts be reported in the annual budget display. The trailer bill language should also require annual reporting of the fund conditions for each sub-account in the Fish and Game Preservation Fund. This report should be available on the department's website at the time the budget is released annually.

Vote. 3-0

3. Trout Fish Hatcheries

Action.

- Approved revised Finance Letter proposal.
- Approved trailer bill language to allow federal funds to be utilized to meet minimums specified in the AB 7 funding formula.
- Approved budget bill language to allow the department flexibility to expend funding from the Hatchery and Inland Fisheries Fund on capital outlay projects with 30 day notification of the JLBC.
- Approved budget bill language to specify that \$651,000 be allocated to support 7 positions for the Wild Trout Program.

Vote. 3-0

4. San Joaquin River Restoration

Action.

- Approve the budget proposal.

Vote. 3-0

- Approved the following budget bill language that was modified from the agenda:

Provision X.

All funds provided in this item for San Joaquin River Restoration activities shall be expended consistent with a final settlement in the litigation Natural Resources Defense Counsel v. Rodgers.

Vote. 2-1 (Dutton)

5. Department Re-Harmonization

Action. Approved the Finance Letter proposal to consolidate enforcement in Program 40.

Vote. 3-0

6. Fisheries Restoration Grant Funds

Action.

- Approved May Revision proposal.

Vote. 3-0

- Approved budget bill language that specifies that \$8 million should be allocated to the Fisheries Restoration Grant Program and \$6 million be allocated for projects on the Klamath River system.
- Approved budget bill language to allocate \$500,000 from the \$6 million for the Klamath River system through a reimbursement to the State Coastal Conservancy, to study fish passage issues that would assist in removal of dams and other migratory impediments on the Klamath River and any of its tributary rivers.
- Approved budget bill language to allow the department to shift monies between the Fisheries Restoration Grant program and the Klamath River allocation if additional federal monies become available.

Vote. 2-1 (Dutton)

7. Land Management

Action.

- Approved budget proposal to fund other capital outlay projects, but delete \$75,000 from Proposition 99 and replace with \$75,000 from the OHV fund for fencing and signs to prevent unauthorized OHV use.
- Approved budget bill language to ensure that OHV funds can be expended by DFG.
- Approved May Revision proposal to repair storm damage on state-owned lands.
- Approved May Revision proposal to allocate funding for invasive weeds control on state-owned lands (\$900,000 of \$10 million proposal to fund non-game fish and wildlife resources), but delete position.
- Approved \$1 million in General Fund monies to augment the department's land management activities and fund eight new positions.
- Approved supplemental report language that requires the department to provide an interim update of its five year infrastructure plan after it has conducted a comprehensive review of its infrastructure and deferred maintenance needs, including invasive species needs (facilities and lands). The interim update should be due on January 10, 2008.

Vote. 3-0

8. Marine Life Protection Act

Action.

- Approved the Governor's Budget and Finance Letter proposals.
- Rejected the Governor's May Revision proposal to allocate the \$2.6 million to the State Coastal Conservancy. Instead, allocate these funds directly to the Department of Fish and Game for implementation of the Marine Life Protection Act.
- Approved budget bill language to require the department to expend at least \$3,470,000 of this item on implementation of the Marine Life Protection Act.
- Rejected the Governor's May Revision proposal to allocate \$10 million one-time to DFG for various activities to support the Marine Life Management Act. Instead, allocate \$8

million of these monies to the Ocean Protection Council, via the State Coastal Conservancy and \$2 million to DFG for implementation of both the Marine Life Management Act and the Marine Life Protection Act.

- Approved budget bill language to require the council to develop a plan jointly with DFG to expend the \$8 million.
- Approved budget bill language to give the department and the State Coastal Conservancy up to three years to encumber the \$10 million allocated for the Marine Life Management Act and the Marine Life Protection Act.
- Approved \$1 million in ongoing General Fund monies to fund 9 positions to support marine resource assessment and other activities related to MLMA and MLPA implementation and the marine division.

Vote. 2-1 (Dutton)

9. Regulation of Bottom Trawling

Action. Approved \$5 million from General Fund monies to support 35 new staff and contracts to augment the department's marine division to develop a programmatic EIR for fisheries aquaculture and begin implementation of SB 1459.

Vote. 2-1 (Dutton)

10. Early Detection of Avian Influenza

Action. Approved this Finance Letter proposal.

Vote. 3-0

11. Funding for Non-Game Fish and Wildlife Resources

Action.

- Approved the May Revision proposal to allocate \$9.1 million to fund various non-game fish and wildlife resources, but delete positions.
- Approved budget bill language to give the department three years to expend these funds.
- Approved \$3 million in ongoing General Fund monies to support 20 new positions and contracts to increase the department's conservation planning and resources assessment activities.

Vote. 2-1 (Dutton)

12. Coastal Wetlands

Action.

- Approved \$5 million to create a new endowment account for management of coastal wetlands.
- Approved trailer bill language to implement the endowment fund and determine how the money should be allocated.

Vote. 2-1 (Dutton)

13. Salary Issues

Action.

- Approved \$17.5 million from General Fund monies to increase employee compensation for wardens.
- Approved trailer bill language to require that wardens be paid commensurate with other public safety officers.

Vote. 2-0 (Dutton)

3640 Wildlife Conservation Board

1. Riparian Habitat Conservation Program and Inland Wetlands Conservation Program

Action. Approved the May Revision proposal.

Vote. 2-0 (Dutton)

3720 California Coastal Commission

1. Improving Coastal Access and Development Mitigation

Action.

- Adopted trailer bill language that allocates up to \$1 million of the permit fees annually to the State Coastal Conservancy for coastal access projects, including accepting and opening OTDs. The remainder of the fee revenues (\$1.3 million) should be deposited in the General Fund to support the Commission's budget. The trailer bill language should also exempt the commission from OAL review for the revision to the fee schedule.
- Augmented the budget by \$850,000 General Fund to establish eight new positions. Four new positions for the commission's permitting program, two new positions to address the backlog of conservation OTDs, one new position to address the public access OTDs, and one position to help put in place a new fee schedule (this position should be dedicated to the department's permitting program after implementing the new fee schedule).
- Adopted trailer bill language to require annual reporting to the Legislature on the status of outstanding OTDs.
- Augmented the budget by \$100,000 General Fund to establish a webcasting pilot project.

Vote. 2-1 (Dutton)

2. Review of LNG and Off-Shore Oil Leases

Action.

- Augmented the budget by \$150,000 General Fund to establish one additional position. (This is in addition to the \$200,000 provided at the April 24 hearing of the Subcommittee.)

Vote. 2-1 (Dutton)

3760 State Coastal Conservancy

1. Conforming Actions

Action.

- Rejected the Governor's May Revision proposal.

Vote. 3-0

- Increased funding from the General Fund by \$8 million to be expended by the Ocean Protection Council for implementation of the Marine Life Protection Act and Marine Life Management Act.
- Increased the department's expenditure authority from the Coastal Access Account by \$500,000.

Vote. 2-1 (Dutton)

2. Ballona Wetlands and Laguna Coast Wilderness Park

Action. Approved this budget proposal.

Vote. 2-1 (Dutton)

3860 Department of Water Resources

1. San Joaquin River Restoration

Action.

- Approved the budget proposal.

Vote. 3-0

- Approved the following budget bill language (different from what was in the agenda):

Provision X.

Of the funds appropriated in this item, \$1,013,000 shall be expended for San Joaquin River Restoration activities and shall be expended consistent with a final settlement in the litigation Natural Resources Defense Counsel v.

Rodgers.

Vote. 2-1 (Dutton)

2. California Water Fund

Action. Denied this request. This action will send this item to conference so that staff can gather more information about why the ISO has not repaid the State Water Project contractors for monies owed.

Vote. 2-1 (Dutton)

3. State of Emergency

Action.

- Approved additional position authority requested in the May Revision.
- Denied \$2.2 million in additional General Fund to support these positions.

Vote. 3-0

4. State Watermaster Service Program

Action. Adopted this budget proposal.

Vote. 2-1 (Dutton)

5. Yuba Feather Flood Protection Program

Action.

- Rejected this Finance Letter proposal to reallocate funding from the project in the Colusa Basin Drainage District to the Three Rivers Levee Improvement Authority.
- Approved the Finance Letter to extend the liquidation period to complete feasibility studies and project design.
- Approved budget bill language to reappropriate \$2.5 million of unexpended Proposition 13 bond funds to the Colusa Basin Drainage District and allow three years to liquidate the funds.

Vote. 3-0

6. Local Flood Control Subventions

Action. Approved the May Revision proposal.

Vote. 3-0 on the local assistance.

Vote. 2-1 on the positions.

7. All-American Canal Lining

Action. Approved this budget proposal.

Vote. 3-0

8. Integrated Regional Water Management Program

Action. Approved this Finance Letter request.

Vote. 3-0

9. Extension of Liquidation Period – Various Bond Funds

Action. Approved the Finance Letter proposal.

Vote. 3-0

10. Infrastructure Rehabilitation Grant Program

Action.

- Approved the Finance Letter proposal to extend the liquidation period for this program.
- Approved the May Revision proposal for this program.

Vote. 3-0

11. Groundwater Storage Grant Program

Action. Approved this budget proposal.

Vote. 3-0

12. Other May Revision Proposals

Action. Approved the following May Revision proposals:

- **Pro Rata Reallocation.**
- **Provisional Language.**

Vote. 3-0

3940 State Water Resources Control Board

1. Water Rights Program

Action.

- Approved \$669,000 and six new positions to process water rights permit applications.
- Approved a \$2.9 million loan for information technology upgrades.

Vote. 2-1 (Dutton)

- Requested that staff, DOF, the LAO, and the board evaluate options for adding additional funding to research and correct errors in the water rights permit database.
- Approved supplemental report language to request that the board report on the resources spent on permitting versus quasi-judicial enforcement activities.

Vote. 3-0

2. Bond-Funded Grant Programs

Action. Adopted the board's non-CALFED bond proposals.

Vote. 3-0

3. Underground Storage Tank Cleanup Fund Program

Action. Adopted the Governor's proposal to shift eight positions from the bond program to the Underground Storage Tank Cleanup Fund program.

Vote. 2-1 (Dutton)

4. Other Budget Proposals

Action. Approved the following budget proposals.

- **Lake Tahoe TMDL.**
- **San Diego Transportation Projects.**

Vote. 3-0